

# AGENDA – SEPTEMBER 22, 2009

INVOCATION ROLL CALL RECORDS

**HEARING:** 

NONE

# COMMUNICATIONS FROM THE MAYOR

### **APPOINTMENTS**

### **COMMUNICATIONS FROM CITY OFFICERS**

Pg. 1-2	Com. from Risk Manager - Requesting to pay a prior-year bill
Pg. 3-7	Com. from City Engineer – Advising of an Earth Removal Permit amendment application
Pg. 8	Com. from Chairman, Taunton Planning Board – Proposed Zoning Change
Pg. 9-10	Com. from Michael Crossman, Lutheran Church of the Way, 110 Robinson St., Raynham – Requesting use of the electronic sign

### **PETITIONS**

## **Old Gold License**

Petition submitted by Stephanie Marr, Phoenix Coin LLC, 14109 N 83<sup>rd</sup> Avenue, #137, Peoria, AZ requesting a **NEW** Old Gold License to be located at the Holiday Inn, 700 Myles Standish Boulevard, Taunton on October 5-9, 2009.

### **News Rack License**

Petition submitted by Joyce Leonard, requesting a RENEWAL of her News Rack License –DBA- Seventh-Day Adventist Church located at 109 Winthrop Street, Taunton. (1 Newspaper Box)

### Miscellaneous

Decision of the Development Impact Review Board on the Petition for the Departmental Site Plan Review for a 54,193 sq. ft. addition and 130 parking spaces at 225 John Hancock Road, Taunton which located in an Industrial District. (Informational Only)

### **COMMITTEE REPORTS**

### **UNFINISHED BUSINESS**

 Discussion of Railroad Avenue Sewer Betterments with the City Treasurer/Collector and the Mayor

# ORDERS, ORDINANCES AND ENROLLED BILLS

### Order for a first reading to be passed to a second reading

Ordered That,

\$3,100,000.00 is appropriated, for the Asbestos Abatement and Remediation of the Boiler Hall project at the Taunton Municipal Lighting Plant's West Water Street Generating Facility, consisting of the removal of asbestos in such facility and costs incidental and related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow \$3,100,000.00 under G.L. Chapter 44 or any other enabling authority: and that the Municipal Light Commission is authorized to take any other action necessary to carry out this project.

# Order for a first reading to be passed to a second reading

Ordered That,

\$4,150,000.00 is appropriated, for the Enterprise Resource Planning (ERP) System Upgrade project for the Taunton Municipal Lighting Plant (TMLP), consisting of the development, design, purchase and installation of computer hardware, other data processing equipment and computer assisted integrated financial management and accounting systems and the development, design, and purchase of computer software incident thereto for the TMLP; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow \$4,150,000.00 under G.L. Chapter 44 or any other enabling authority: and that the Municipal Light Commission is authorized to take any other action necessary to carry out this project.

### **NEW BUSINESS**

Respectfully submitted,

Rose Marie Blackwell

City Clerk



# Steven A. Torres City Solicitor

# CITY OF TAUNTON LAW DEPARTMENT

### **DIVISION OF RISK MANAGEMENT**

15 SUMMER STREET TAUNTON, MA 02780 Tel. (508) 821-1172 Fax (508) 821-1397

> Carol A. Souza Risk Manager

September 16. 2009

Council President David W. Pottier and Members of the Municipal Council City of Taunton City Hall Taunton, MA 02780

Dear Council President Pottier and Councilors:

Request is hereby made for permission to pay a prior-year bill in the amount of \$6.87 and a transfer of funds as follows.

FROM Account No. 1-945-202-5599

TO: Account No. 9-945-206-5599

Thank you for your consideration of this request.

Respectfully submitted,

Carol A. Souza

Risk Manager

Enclosure

COUNCIL ORDER TRANSFER REQUEST			
DATE: 9/17/09			
DEPARTMENT REQUESTING: Pish Manusement			
AMOUNT REQUESTING: 46.87			
REASON FOR REQUEST: Prior-year bill			
******************			
Please list below the account number/name for the requested transfer.  If requesting monies from AVAILABLE FUNDS check here:			
TRANSFER FROM: 1 - 945-202-5599	TRANSFER TO: 1 -945-206-6579		
NAME: MISC	NAME: MISC		
BEGINNING BALANCE: \$ 55.65	BEGINNING BALANCE: \$		
AMOUNT: \$6.87	AMOUNT: \$ 6.87		
BALANCE REMAINING: \$ 48.76	NEW BALANCE: \$		
TRANSFER FROM:	TRANSFER TO:		
NAME:	NAME:		
BEGINNING BALANCE: \$	BEGINNING BALANCE: \$		
AMOUNT: \$	AMOUNT: \$		
BALANCE REMAINING: \$	NEW BALANCE: \$		
DEPARTMENT HEAD SIGNATURE:			
TITLE:			
TO BE COMPLETED BY CLERK OF COUNCIL COMMITTEE:			
DATE REFERRED TO COMMITTEE ON FINANCE & SALARIES:			
THE ABOVE REQUEST IS HEREBY:APPROVED DENIED			
AVAILABLE FUNDS TO BE USED (IF REQUESTED):			
F DENIED, REASON FOR DENIAL:			
COORCIL ORDER NUMBER ASSIGNED:			
FOR COUNCIL ORDER TRANSFERS PLEASE FILL OUT THIS FORM WITH A FORMAL			
COVER LETTER REQUESTING THE TRANSFER AND SEND A COPY OF BOTH THE LETTER AND THIS FORM TO THE FOLLOWING:			
City Clerk – Original Mayor's Office			

City Clerk – Original Mayor's Office Clerk of Council Committee City Auditor



# CITY of TAUNTON DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION

15 Summer Street Taunton, Massachusetts 02780-3430

Phone: 508-821-1027, Fax: 508-821-1336

Mark B. Slusarz, P.E. City Engineer

September 15, 2009

Mayor Charles Crowley and Members of the Municipal Council 15 Summer Street Taunton, MA 02780

Re:

Amended Earth Removal Permit Aggregate Industries, Pit No. 35

Mayor Crowley & Councilors;

Aggregate Industries has applied for an amendment to their Earth Removal permit at the quarry located at 203 Fremont Street. In short, Aggregate is asking to expand its shipping hours to 24 hours per day, six days per week, and to store sand on site (trucked in from off-site). Per City Ordinances, the Municipal Council must rule as to whether the amendment constitutes a major or minor change in the current plan. A major change would require a public hearing in front of the Municipal Council, while a minor change would be heard and decided by the Earth Removal Board without a public hearing.

Aggregate Industries presented their petition at an Earth Removal meeting on Thursday, September 3<sup>rd</sup>, where a majority of the board was present. The board recommends the Council find the application be considered a Major Amendment, requiring a public hearing. We also recommend the applicant contribute \$250,000 to the reconstruction of the Haul Road, and after the roadway has been rebuilt, Aggregate Industries can be relieved of their maintenance obligation, per their agreement with the Taunton Development Commission.

Sincerely,

Oity of Taunton

Mark B. Slusarz, P.E.

City Engineer

Cc:

Earth Removal Board

Attachments



July 24, 2009

Mr. Mark B. Slusarz, P.E.
City Engineer
Taunton City Hall
15 Summer Street
Taunton, MA 02780
SENT VIA CERTIFIED MAIL 7004 0750 0002 6416 6354

RE: Aggregate Industries – Northeast Region, Inc. Earth Removal Permit Amendment Request Taunton Quarry – 203 Fremont Street

Dear Mr. Slusarz:

Please allow this letter to serve as Aggregate Industries' formal request for an amendment to our Earth Removal Permit. Our current permit was issued to the Taunton Quarry on August 7, 2007, and runs for a period of five years. The specifics of our request are enumerated below but we are basically requesting an amendment to Conditions 2 and 6 that regulate our hours of loading/customer sales and the importation of non-native earth material.

• Amendment to Condition 2: Aggregate Industries is requesting to expand our customer loading and shipping hours from the currently permitted hours of Monday through Saturday 6:30 AM – 5:00 PM to 24 hours/day Monday through Saturday. This 24 hour/day, 6 day per week scenario mirrors what we believe is already permitted in this Industrial Zone and would allow us greater flexibility in facilitating sales into metropolitan areas and selectively avoid major commuter traffic patterns.

From April 1<sup>st</sup> – November 30<sup>th</sup> we estimate that the additional daily truck trips would average approximately 60 truck trips per day, or 2,000 tons/day (typical cargo is 33 tons). Our annual estimate of increased tonnage sales, through expanded shipping hours, would be 300,000 tons that would result in an additional 9,400 truck trips/year. Aggregate currently ships 1,500 – 3,000 tons/day for a maximum of 90 truck tips. For further context, there are approximately 192 days available to ship during the peak of the operating season and we are forecasting approximately 450,000 tons for shipment in 2009 (we shipped 870,000 tons in 2006). This volume equates to approximately 2,300 tons shipped per day. Overall, the additional traffic is negligible as the expanded hours would allow us to spread the shipping over a broader spectrum of hours.

• Amendment to Condition 6: Aggregate Industries is requesting an amendment to this condition in order to expand our saleable products portfolio by bringing in processed sand from an outside vendor. The sand would be stockpiled on the quarry floor adjacent to our stone inventory and sold as another product to our customer base. As noted above, the sand will be processed offsite and delivered as a finished product. Aggregate Industries will not

Main Office: Northeast Region 1715 Broadway Saugus, MA 01906 Tel: (781) 941 - 7200

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process this material through its aggregate plant. We estimate approximately 10,000 tons of sand sales per year which would result in an additional 700 truck trips per year, 350 incoming and 350 outgoing shipments.

We have included maps and site plans for your review of our amendment request and can provide any additional information you may require. As a general note, the  $11 \times 17$  site map shows the aggregate plant in its pre-October 2008 configuration but all other site features are the same as current day. The new plant now resides in the noted quarry basin and the former plant area is currently our active quarry extraction area. A plan view of the new plant is also included for your reference.

Aggregate understands that our request will be reviewed and classified as a major or minor amendment and channeled to the appropriate review and approval authority. We are also aware that the review and approval process may involve public hearings to further vet our amendment request. Aggregate Industries has initiated contact with the City Council through Councilor Carr and Council President Pottier to offer a tour of the quarry and address any questions or issues relative to our ongoing and future operations. We are also extending that invitation to your office and the Earth Removal Board and hope you can join us as a group or schedule an individual tour.

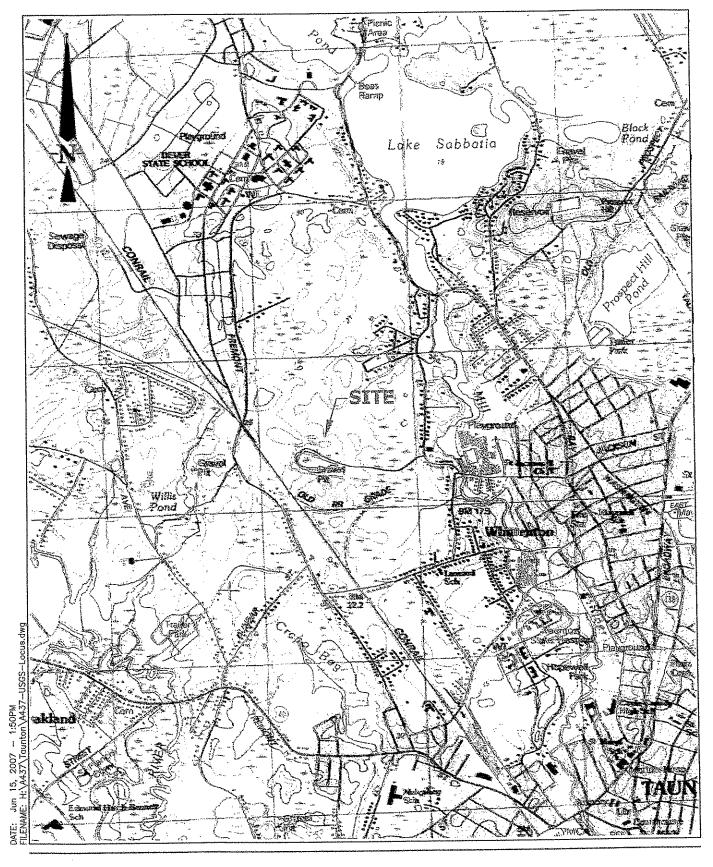
Please contact me directly at 781-858-3972 or <u>tim.jones@aggregate-us.com</u> if you have any immediate questions or require additional information. We look forward to working with the City on this amendment request. Thank you for your time and consideration of these materials.

Sincerely,

Timothy B. Jones

Senior Permitting Specialist

Enclosures

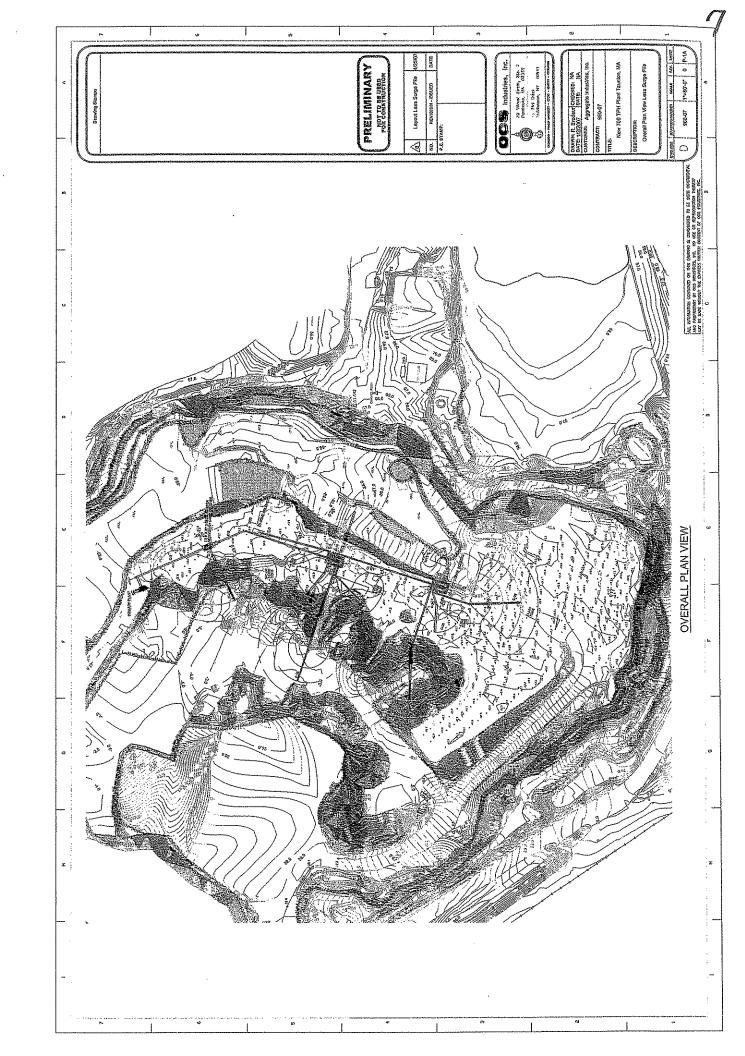




Consultants

Aggregate Industries Taunton Facility 203 Fremont Street Taunton, Massachusetts

Source: MassGIS, USGS DRG, 1987 Scale: 1"=2,000' Site Locus







# TAUNTON PLANNING BOARD

City Hall 15 Summer Street Taunton, Massachusetts 02780

> Phone 508-821-1051 Fax 508-821-1665

Denise J. Paiva, Secretary

September 17, 2009

Honorable Mayor Charles Crowley & Members of the Municipal Council 15 Summer St.
Taunton, Ma. 02780

C/O Rose Marie Blackwell, City Clerk

RE: Proposed Zoning Change - Industrial Park Rd & Bay Street

Dear Mayor Crowley and Members of the Municipal Council:

Please be advised the Taunton Planning Board is in receipt of the Proposed Zoning Change to the City of Taunton Zoning Ordinances submitted by Richard Shafer, et als for land located on Industrial Park Rd. and Bay Street as shown on Assessor's Map Lots 14-5, 14-4, 14-2 and a portion of 14-1. (See attached map)

Proposal is to re-zone property from its present Industrial and Suburban Residential District to Business District.

The Planning Board and the Municipal Council are required to hold public hearings on any Zoning Changes.

The Taunton Planning Board has scheduled a public hearing on this proposal for Thursday, October I, 2009 at 5:30 PM. in the Chester R. Martin Municipal Council chambers, 15 Summer St., Taunton, Ma.

Respectfully,

Daniel P. Dermody, Chairman (M)

Taunton Planning Board

DPD/dip



Lutheran Church of the Way

110 Robinson Street, Telephone and Fax: 508 822-5900

Raynham, MA 02767-1921 e-mail: lcw.raynham@verizon.net "Jesus said, 'I am the Way, the Truth, and the Life' " (John 14:6)

Pastor Ed Harkey

September 14, 2009

Honorable Mayor Charles Crowley **Taunton City Council** 15 Summer Street Taunton, MA 02780

Dear Mayor Crowley and City Council Members,

My name is Michael Crossman and I am writing on behalf of the Lutheran Church of the Way. The church, in collaboration with Thrivent Financial for Lutherans, will be sponsoring a Family Safety Day on October 3, 2009. This event is open to the community, admission is free, and no products will be sold. We are requesting the use of the digital sign located on the Taunton Green to advertise this event. Although the church is now located in Raynham, we were formerly located on Winthrop Street and continue to have a strong connection to the Taunton Community. Please see attached flyer for details.

We request that the sign reads:

Family Safety Day 10-3-09.....10:00am to 3:00pm Free admission

Children's identification kit Internet and personal safety Interactive activities Refreshments and Music

Lutheran Church of the Way 110 Robinson Street Raynham, MA Contact numbers 508-822-5900 or 508 822-6911

Please advise if this will be allowed to Michael Crossman 508-821-9988 or 508-840-2165

Michael Crownan



# Family Safety

# Saturday, Oct 3

From 10:00 a.m.-3:00 p.m. at Lutheran Church of the Way, 110 Robinson Street, Raynham, MA, parents and kids will have a fun day while learning about family safety.

# Do you have the key to your security?

This event provides activities for parents and children to learn key safety principles on their evel and for parents to learn now to teach their children mportant lessons. Activities nolude:

- Child Identification Kit gather the essential information you need for each of your children, including fingerprints!
- Internet Security learn how to keep your kids safe on-line, how to navigate social networking sites, and keep safe on the world wide web
- Family Safety keep your kids secure on the way to school, prevent identity theft, and keep financially secure

# What is Family Safety Day?

Family Safety Day is a lively and interactive event for parents and kids to learn about personal, on-line and financial safety. Using innovative tools and techniques, the event offers age appropriate lessons for the whole family. Together, families will:

- Create a child identification kit, including fingerprints and other essential data
- Learn about internet and personal safety for families
- Play and learn through interactive activities
- Take home educational tools to continue the fun

# What can participants expect?

Parents will gain a better understanding of how to teach kids to keep safe in their communities and on the web. Kids will realize that even smal actions can impact their lives now and in the future. Together families will feel secure in knowing they are prepared for life's challenges. Families will gain comfort and security with a plan to keep them safe at home and in their communities.

## Who can take part?









# What is Thrivent

Thrivent Financial for Lutherans is a not-for-profit membership organization for Lutherans, which helps its' 2.6 million members nationwide, and their families achieve financial security and give back to their local communities. For this reason, Thrivent considers its work to help families build a sound financial foundation to be an integral part of Thrivent's mission.

# What else does Thrivent do for the community?

As a fraternal organization, Thrivent supports a nationwide network of local chapters through which members volunteer to support community organizations and help address unmet needs. Thrivent's funding and chapter programs mobilize members to participate in charitable efforts that benefit their communities. In 2008 alone, Thrivent and its members provided over \$309 million in charitable impact including 21.3 million volunteer hours.



### **SEPTEMBER 22, 2009**

HONORABLE CHARLES CROWLEY, MAYOR COUNCIL PRESIDENT DAVID W. POTTIER AND MEMBERS OF THE MUNICIPAL COUNCIL

### PLEASE NOTE:

THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR <u>TUESDAY</u>, <u>SEPTEMBER 22</u>, <u>2009</u> STARTING AT <u>5:30 P.M.</u> IN THE <u>CHESTER R. MARTIN MUNICIPAL</u> <u>COUNCIL CHAMBERS</u>

#### 5:30 P.M.

### THE COMMITTEE ON FINANCE AND SALARIES

- 1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
- 2. MEET TO REVIEW REQUESTS FOR FUNDING
- 3. MEET TO REVIEW MATTERS IN FILE

### THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS

- 1. MEET WITH THE CITY SOLICITOR, ACTING POLICE CHIEF, OFFICER JOHN MUNISE AND LANDLORD ASSOCIATION MEMBERS TO DISCUSS PROPOSED NUISANCE ORDINANCE.
- 2. MEET TO REVIEW MATTERS IN FILE

### THE COMMITTEE ON POLICE AND LICENSE

- 1. MEET WITH THE ACTING POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING APPLICATIONS FOR APPOINTMENT AS CONSTABLE:
  - A. HENRY BRENNAN, 32 BELMONT ST., TAUNTON RENEWAL
  - B. JOHN LAWRENCE, 650 CRANE AVENUE SOUTH, TAUNTON NEW
  - C. CONSTANCE MISH, 50 PINE ST., TAUNTON RENEWAL
  - D. LINDA PERRY, 47 PAT-REE DRIVE, EAST TAUNTON RENEWAL
  - E. SALVADOR PINA, 15 KNIGHT ST., TAŬNTON RENEWAL
  - F. RICHARD SPEARIN, 272 HARRIS ST., TAUNTON RENEWAL

### **PAGE TWO**

### MUNICIPAL COUNCIL COMMITTEE AGENDA CONTINUED

- 2. MEET WITH THE DPW COMMISSIONER AND CITY ENGINEER TO DISCUSS INTERSECTION OF TREMONT AND WASHINGTON STREETS.
- 3. MEET WITH THE MAYOR, CITY SOLICITOR, CITY ENGINEER AND DPW COMMISSIONER TO DISCUSS INTERSECTION OF WEIR STREET AND TAUNTON GREEN.
- 4. MEET WITH THE MAYOR AND ACTING POLICE CHIEF TO DISCUSS THE FINANCIAL IMPACT OF FAILING TO PROMOTE TWO PATROLMEN TO THE RANK OF SERGEANT.
- 5. MEET TO REVIEW MATTERS IN FILE

### THE COMMITTEE OF THE COUNCIL AS A WHOLE

- 1. MEET WITH THE MAYOR, CITY SOLICITOR AND ROBERT PIROZZI, BUILDING COMMISSIONER TO DISCUSS PROCESS USED IN ISSUING A CELL TOWER PERMIT TO A TAUNTON PROPERTY OWNER
- 2. MEET FOR AN OPEN DISCUSSION ON IMPROVING PERMIT PROCESS TO PREVENT PERMITS BEING ISSUED TO PROPERTY OWNERS WHO OWE FUNDS TO THE CITY.
- 3. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

COLLEEN M. ELLIS

CLERK OF COUNCIL COMMITTEES